

PRE-APPEAL BRIEF REQUEST FOR REVIEW

Docket Number (Optional)

006459.00001

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]

on _____

Signature _____

Typed or printed name _____

Application Number

10/759,215

Filed

January 20, 2004

First Named Inventor

Bernard Querleux

Art Unit

3737

Examiner

Brian L. Casler

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a notice of appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

Note: No more than five (5) pages may be provided.

I am the



applicant/inventor.



assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/98)



attorney or agent of record.

42,084

Registration number _____



attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34 _____

/H. Wayne Porter/

Signature

H. Wayne Porter

Typed or printed name

202-824-3000

Telephone number

April 9, 2008

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.

Submit multiple forms if more than one signature is required, see below*.



*Total of 3 forms are submitted.

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-5199 and select option 2.

As set forth in Applicants' December 28, 2007 Response to Final Office Action, claims 1, 32 and 33 stand rejected based on "Quatresooz (Mechanobiology and force transduction in scars developed in darker skin types, Skin research and technology, Volume 12 Issue 4 Page 279-282, November 2006)." This reference is not prior art to the present application.